

EXHIBIT 4

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

In re: :
: Master File No.
Global Brokerage, Inc. : 1:17-cv-00916-RA
F/k/a FXCM, Inc. :
Securities Litigation :
----- :

**** C O N F I D E N T I A L ****

REMOTE VIDEO DEPOSITION OF:

FRANK J. COZZARELLI
FRIDAY, MAY 22, 2020

REPORTED BY:

SILVIA P. WAGE, CCR, CRR, RPR

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May 22, 2020

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9:35 a.m.

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Remote Videotaped Deposition via Zoom of

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FRANK J. COZZARELLI, pursuant to Rule 30(b)(6)

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and pursuant to agreement before SILVIA P. WAGE,

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a Certified Shorthand Reporter, Certified

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Realtime Reporter, Registered Professional

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Reporter, and Notary Public for the States of New

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Jersey and New York.

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2 license expiring, retirement or...

3 A. It was a combination of different
4 things. But I was -- I was the subject of an
5 ethics complaint at one point when I was in
6 private practice going back some decades ago and
7 I had enough.

8 Q. Okay. And you said you had been the
9 "subject of an ethics complaint"; is that
10 correct?

11 A. Yes, that's correct.

12 Q. And what was the nature of the
13 complaint?

14 A. I -- it had to do with -- the nature
15 of the complaint? You want a very high level.

16 The very high level is they wanted to
17 conduct random audits of my accounts and that
18 became a whole big involved process and it just
19 got to be way too much to deal with.

20 Q. Okay. Was the complaint held -- I'm
21 sorry.

22 Was the complaint heard in -- strike
23 that.

24 In what court or what courts was the
25 ethics complaint heard?

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2 A. New Jersey Supreme Court.

3 Q. Okay. And what was the ultimate
4 resolution of that proceeding?

5 A. I was disbarred.

6 Q. Okay. And what year did that occur?

7 A. 2016.

8 Q. Okay.

9 A. I'm also in the process of seeking
10 reinstatement of my license, if that's relevant
11 to you.

12 Q. Okay. So, apart from college and law
13 school, do you have any other postgraduate
14 degrees?

15 A. No.

16 Q. Have you taken any seminars or trade
17 courses apart from your college and law school
18 education?

19 A. I have taken many different seminars.
20 I took continuing legal education courses, as
21 they were required. I, actually, taught a couple
22 of seminars dealing with guardianship matters,
23 illegal incapacity issues some years ago and
24 that's about it.

25 I've taken webinars on various

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2 had just one additional exhibit.

3 If Evan, you could upload this.

4 MR. KIM: Alright. Well, in response
5 to your request, you know, you can put it in
6 writing and we'll take it, you know, under
7 advisement and respond in due course.

8 Thank you.

9 MS. DePALMA: Evan, were you able to
10 upload the exhibit?

11 MS. ENNIS: It's loading.

12 (Deposition Exhibit 15, Syllabus in
13 the Matter of Frank J. Cozzarelli, an Attorney at
14 Law (D-151-13) (074742), was marked for
15 identification.)

16 MS. ENNIS: It should be there now.

17 MS. DePALMA: And so, for the record,
18 Exhibit 15 is a document. At the top it says,
19 "Syllabus." And further down it says, "In the
20 matter of Frank J. Cozzarelli, an attorney at
21 law."

22 Q. And, Mr. Cozzarelli, I don't intend
23 to ask any substantive questions at all about
24 this document.

25 But you had mentioned earlier that

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you had been the subject of an ethics proceeding
and I just wanted to note this is the proceeding
that you were referring to earlier.

A. Yes.

Q. Thank you.

MS. DePALMA: So I don't think we
have any further questions.

Phil, do you have anything?

MR. KIM: No. We're done.

Thank you.

THE VIDEOGRAPHER: Okay. This
concludes today's testimony given by Frank
Cozzarelli. The total number of media units used
was seven and will be retained by Veritext.

We are going off the record at
2:41 p.m.

(Time noted: 2:41 p.m.)